



3
Custom r No.: 21874
Attorney Docket No.: 71710/56835

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Donna D. Holland, et al.

U.S.S.N.: 10/055,778

GROUP ART UNIT: 3764

FILED: January 23, 2002

EXAMINER: Not Yet Known

FOR: ILLUMINATED RETRACTOR FOR USE IN CONNECTION WITH
HARVESTING A BLOOD VESSEL FROM THE ARM

BOX MISSING PARTS

Assistant Commissioner of Patents
Washington, D.C. 20231

REPLY TO THE NOTICE TO FILE MISSING PARTS

In response to the Notice to File Missing Parts of Non-Provisional Application dated February 19, 2002, transmitted herewith for filing in the above-referenced patent application are the following documents:

1. Part 2 of PTO Form 1533;
2. Executed Declaration and Power of Attorney Form;
3. Eight (8) Sheets of Informal Drawings, Figs. 1-4, 5A-5C, 6A-6C, and 7A-7B in compliance under 37 C.F.R. §1.84(g);
4. Request for the Correction of Filing Receipt;
5. Copy of the Filing Receipt with changes marked in red ink;
6. A check in the amount of \$130.00 representing the *large entity* surcharge (Check No. 707049);
7. This Transmittal Letter (x2); and
8. Return Postcard.

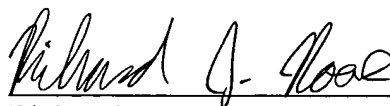
The Commissioner is hereby authorized to charge any excess fees that may be required, or credit any overpayment to Deposit Account No. 04-1105. A duplicate copy of this sheet is enclosed.

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: **BOX MISSING PARTS**, Assistant Commissioner for Patents, Washington, D.C. 20231 on March 1, 2002

By: 
Donna R. Davis

Respectfully submitted,



Richard J. Roos, Esq., Reg. No.: 45,053
DBRC, Intellectual Property Practice
Group of EDWARDS & ANGELL, LLP
P.O. Box 9169
Boston, Massachusetts 02209
Tel.: 617-439-4444
Fax: 617-439-4170
rroos@ealaw.com

Date: March 1, 2002
BOS2_192305.1

2005578-03062



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/055,778	01/23/2002	Donna D. Holland	71710/56835

CONFIRMATION NO. 8739

FORMALITIES LETTER



OC000000007496587

DBRC
Intellectual Property Practice Group of
EDWARDS & ANGELL, LLP
P.O. Box 9169
Boston, MA 02209

Date Mailed: 02/19/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

03/13/2002 BNGUYEN1 00000064 10055778

01 FC:105

130.00 OP

M-WAILE

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Donna D. Holland, et al.
U.S.S.N.: 10/055,778 **GROUP ART UNIT:** 3764
FILED: January 23, 2002 **EXAMINER:** Not Yet Known
FOR: ILLUMINATED RETRACTOR FOR USE IN CONNECTION WITH
HARVESTING A BLOOD VESSEL FROM THE ARM

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: **BOX MISSING PARTS**, Assistant Commissioner for Patents, Washington, D.C. 20231 on March 1, 2002.

By: _____

Donna R. Davis

BOX MISSING PARTS

Assistant Commissioner of Patents
Washington, D.C. 20231

**REQUEST FOR CORRECTION OF OFFICIAL FILING RECEIPT IN REPLY
TO THE NOTICE TO FILE MISSING PARTS DATED FEBRUARY 19, 2002**

Dear Sir:

In addition to updating the Filing Receipt to reflect the addition of the signed Declaration and Power of Attorney Form, Applicant(s) respectfully request a corrected filing receipt for the above-referenced patent application. A copy of the Filing Receipt with the required changes marked in red ink is enclosed for your convenience.

Custom r No.: 21874

Attorney Docket No.: 71710/56835

Applicant(s): Donna D. Holland, et al.

U.S.S.N.: 10/055,778

Filed: January 23, 2002

Group Art Unit: 3764

Examiner: Not Yet Known

Page 2

The correct spelling of the second named inventor's name is:

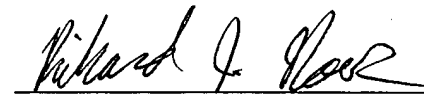
John D. Pond, **Jr.**

Due to PTO error, Applicant(s) believe that no filing fees are due.

Respectfully submitted,

Date: March 1, 2002

By:



Richard J. Roos, Esq.

Reg. No.: 45,053

DBRC, Intellectual Property

Practice Group

EDWARDS & ANGELL, LLP

P.O. Box 9169

Boston, Massachusetts 02209

Tel.: 617-439-4444

Fax: 617-439-4170

rroos@ealaw.com

BOS2_192366.1



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/055,778	01/23/2002	3764	1496	71740/56835	8	48	6

RECEIVED

FEB 25 2002

EDWARDS & ANGELL LLP
DIKE BRONSTEIN
ROBERTS CUSHMAN

CONFIRMATION NO. 8739

FILING RECEIPT



OC000000007496586

DBRC

Intellectual Property Practice Group of
EDWARDS & ANGELL, LLP
P.O. Box 9169
Boston, MA 02209

Date Mailed: 02/19/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Donna D. Holland, Residence Not Provided;
John D. Pond JR., Residence Not Provided;
Douglas G. Evans, Residence Not Provided;

John D. Pond, Jr.

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted 02/19/2002

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Illuminated retractor for use in connection with harvesting a blood vessel from the arm

Preliminary Class

600

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).